

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Shmuel Shaffer; Charles J. Bedard

Assignee: Cisco Technology, Inc.

Title: CALL OPTIMIZATION IN AD-HOC CONFERENCE CALLS

Serial No.: 09/741,696

Filed: December 19, 2004

Examiner: Prenell P. Jones

Group Art Unit: 2667

Docket No.: CIS0048P1US

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Technology Center 2600

Austin, Texas

October 19, 2004

Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

10/25/2004 STEUMEL1 00000012 502306 09741696

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TERMINAL DISCLAIMER TO OBLIGATE A
DOUBLE PATENTING REJECTION OVER A PATENT

Sir:

Petitioner, Cisco Technology, Inc., a California corporation having a place of business at 170 W. Tasman Drive, San Jose, California 95134, is the owner of the entire interest in the instant application. Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§ 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,694,351. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

PATENT

In making the above disclaimer, Petitioner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

In compliance with 37 C.F.R. § 1.20(d), the commissioner is authorized to charge the fee of \$110.00 to Deposit Account No. 502306 for this Terminal Disclaimer as set forth in the enclosed transmittal letter.

The undersigned represents that she is authorized to sign on behalf of Petitioner.

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P. O. Box 1450, Alexandria, Virginia, 22313-1450, on October 19, 2004.

Brenna A. Brock

Attorney for Applicants

10-19-2004

Date of Signature

Respectfully submitted,



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